



PATENT

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

09-0 203

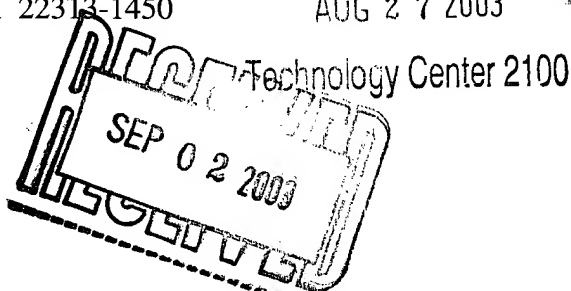
In re application of: Kevin C. Giffin et al. : Date: August 21, 2003  
Group Art Unit: 2155 : IBM Corporation  
Examiner: Unassigned : Intellectual Property Law  
Serial No.: 09/845,592 : Dept. 917, Bldg. 006-1  
Filed: April 30, 2001 : 3605 Highway 52 North  
Title: CLUSTER RESOURCE ACTION IN : Rochester, MN 55901  
CLUSTERED COMPUTER SYSTEM  
INCORPORATING PREPARE  
OPERATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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AUG 27 2003

Dear Sir:



Technology Center 2100

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

August 21, 2003

(Date of Deposit)

Debra A. Peterson

INFORMATION DISCLOSURE STATEMENT

Applicants request that the information listed on the attached Form PTO/SB/08A be considered by the Office during the pendency of the above entitled application, pursuant to 37 C.F.R. 1.97. In accordance with 37 C.F.R. 1.97(h), the filing of this Information Disclosure Statement shall not constitute an admission that any information cited therein is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b). In the interest of full and complete disclosure to the Office, some or all of the art cited herein may not be considered by Applicant(s) or the Undersigned to be material under the new standard of materiality defined in 37 C.F.R. 1.56(b), enacted March 16, 1992, but may be material under the old standard of materiality defined in 37 C.F.R. 1.56(a), last amended on November 28, 1988, or may merely be technical background which may be of interest to the Examiner. In accordance with

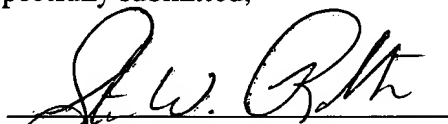
37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

The references listed herein were cited in a search report by a foreign patent office, a copy of which is attached hereto. If any references listed herein are in a language other than English, said foreign search report is submitted in satisfaction of the requirements of 37 C.F.R. 1.98(a)(3). Unless a translation accompanies this Statement, no written English-language translation of any non-English language document, or portion thereof, listed herein, is within the possession custody or control of, or is readily available to any individual designated in 37 C.F.R. 1.56(c).

This Information Disclosure Statement is being filed under 37 C.F.R. 1.97© before a final action or notice of allowance. No filing fee is required because each item of information contained herein was cited for the first time in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement (certification provided below).

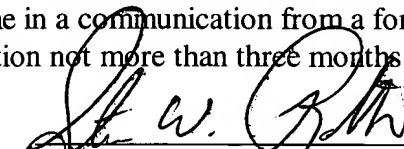
Respectfully submitted,

By

  
Steven W. Roth  
Attorney Reg. No. 34,712  
Telephone: 1-507-253-1600  
Fax: 1-507-253-2382

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CERTIFICATION

I hereby certify that each item of information contained herein was cited for the first time in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement.

  
Steven W. Roth

August 21, 2003  
Date

PTO/SB/08A

AUG 25 2003

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**Sheet 1 of 2

Application Number.: 09/845,592  
 Filing Date: April 30, 2001  
 First Named Inventor: Kevin C. Griffin  
 Art Unit: 2155  
 Examiner Name: Unassigned  
 Attorney Docket Number.: ROC920010001US1

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	<u>Document Number</u> Number - Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns or Lines Where Relevant Passages or Figs. Appear
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**FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	<u>Foreign Patent Document</u> Country <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns or Lines Where Relevant Passages or Figs. Appear	T <sup>6</sup>
		EP 0 772 126 A2	05-07-1997			

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

<sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language translation is attached.

DISCLOSURE

Application Number.:	09/845,592
Filing Date:	April 30, 2001
First Named Inventor:	Kevin C. Griffin
Art Unit:	2155
Examiner Name:	Unassigned
Attorney Docket Number.:	ROC920010001US1

## OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

[illegible]

Examiner Signature		Date Considered	
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<sup>1</sup> Applicant's unique citation designation number (optional).

<sup>2</sup> Applicant is to place a check mark here if English language translation is attached.